

1                                   **JOINT POWERS AGREEMENT**  
2                                   **CONSOLIDATED WASTE MANAGEMENT AUTHORITY**  
3                                   **ADDENDUM**  
4  
5

6                   **THIS AGREEMENT**, is entered into as of November 26, 2002, between the  
7   **CITIES OF DINUBA, EXETER, FARMERSVILLE, LINDSAY, PORTERVILLE, TULARE**  
8   (bincluding its Board of Public Utilities Commissioners), VISALIA, and WOODLAKE, hereinafter  
9   collectively referred to as Members, with reference to the following:  
10

11           A.     The Members intend by this Agreement to, by and through the Joint Powers  
12                   Authority ("the Authority"), act as a regional agency and independent public  
13                   agency to comprehensively plan, develop, operate and manage the  
14                   transformation, diversion, recycling, processing and disposal of solid waste  
15                   within the Members' jurisdictions;  
16

17           B.     The Members further intend by this Agreement to provide for the funding  
18                   reasonably anticipated to be necessary for the above purposes.  
19

20           C.     Members are authorized to enter into this Agreement pursuant to Government  
21                   Coder §6500 et seq. And Public Resources Code § 40970 et seq.  
22

23           D.     The Members intend that the Authority be the responsible party for compliance  
24                   with Article I (commencing with Section 41780) of Chapter 6 of the Public  
25                   Resources Code.  
26

1 E. The City of Tulare by charter has a Board of Public Utilities Commissioners to  
2 which responsibility has been delegated for solid waste management, and which  
3 must thereby also be a signatory to this Agreement.  
4

5 **ACCORDINGLY, IT IS AGREED:**  
6

7 1. **ADMISSION OF NEW MEMBERS:** Pursuant to Section 7. e (4) of the Joint  
8 Powers Agreement for the Consolidated Waste Management Authority  
9 approved in October, 1999, the Cities of Dinuba, Lindsay, Porterville, Tulare,  
10 and Visalia agree to admit the Cities of Exeter, Farmersville, and Woodlake as  
11 equal members of the Authority.  
12

13 2. **CITIES OF EXETER, FARMERSVILLE, AND WOODLAKE** hereby agree to the  
14 terms and conditions of membership in the Authority as set forth in the  
15 Agreement of October 1999 and herein included by reference herein.  
16

17  
18 Dated: 11/26/02  
19

CITY OF DINUBA

20  
21  
22 By:   
23 Mayor

24  
25   
26 ATTEST

27 Deputy Clerk of the City of Dinuba  
28  
29

1  
2  
3 Dated: November 26, 2002  
4

CITY OF EXETER

5  
6  
7  
8 By: VR Howell  
9 Mayor

10 Betty J. Darby  
11 ATTEST  
12 Deputy Clerk of the City of Exeter  
13

14  
15 Dated: November 26, 2002  
16

CITY OF FARMERSVILLE

17  
18  
19 By: Paul Boyer  
20 Mayor  
21

22 [Signature]  
23 ATTEST  
24 Deputy Clerk of the City of Farmersville  
25

26  
27  
28 Dated: Nov. 25, 2002  
29

CITY OF LINDSAY

30  
31  
32 By: Ed Manning  
33 Mayor  
34

35 [Signature]  
36 ATTEST  
37 Deputy Clerk of the City of Lindsay  
38

39  
40 Dated: Nov. 5, 2002  
41

CITY OF PORTERVILLE

42  
43 By: [Signature]  
44 Mayor  
45

46 [Signature]  
47 ATTEST  
48 Clerk of the City of Porterville

1  
2 Dated: November 19, 2002  
3  
4

CITY OF TULARE

By: Ephraim J. Clarke  
President of the Council, and Ex-Officio  
Mayor of the City of Tulare

5  
6  
7  
8  
9 Anna J. Lital

10 ATTEST  
11 Deputy Clerk of the City of Tulare

12 Dated: November 27, 2002  
13  
14

TULARE BOARD OF PUBLIC UTILITIES

15  
16 By: Paul Hume  
17 President  
18

19 Anna J. Lital

20 ATTEST  
21 Deputy Secretary of the Board

22 Dated: November 21, 2002  
23  
24

CITY OF VISALIA

25  
26 By: James J. Ramirez  
27 Mayor  
28

29 James J. Ramirez

30 ATTEST  
31 Deputy Clerk of the City of Visalia

32  
33  
34 Dated: November 25, 2002  
35  
36

CITY OF WOODLAKE

37  
38 By: Frances J. [Signature]  
39 Mayor  
40

41 Anna J. Lital

42 ATTEST  
43 Deputy Clerk of the City of Woodlake  
44  
45  
46

**RESOLUTION NO. 2002-04**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE CONSOLIDATED WASTE MANAGEMENT AUTHORITY  
TO ADMIT NEW MEMBERS**

**WHEREAS**, the cities of Dinuba, Lindsay, Porterville, Tulare, and Visalia, entered into an Agreement to create a Joint Powers Authority to act as a regional agency and independent public agency to comprehensively plan, develop, operate and manage the transformation, diversion, recycling, processing and disposal of solid waste within the Members' jurisdictions; and

**WHEREAS**, the intent of the Agreement is to provide for the funding reasonably anticipated to be necessary for the above purposes; and

**WHEREAS**, members were authorized to enter into this Agreement pursuant to Government Code §6500 et seq. and Public Resources Code §40970 et seq; and

**WHEREAS**, the Members intended that the Authority be responsible for compliance with Article 1 (Commencing with Section 41780) of Chapter 6 of the Public Resources Code; and

**WHEREAS**, Section 7. e (4) provides that new members may be admitted to the Authority by a two-thirds (2/3) vote of the authorized members of the board,

**WHEREAS**, the City Councils in the cities of Exeter, Farmersville, and Woodlake, California, located in the County of Tulare, have submitted resolutions authorizing respective city officials to execute the necessary documents to join the Authority,

**NOW THEREFORE, BE IT RESOLVED that:**

1. the Board of Directors of the Consolidated Waste Management Authority, having read and considered the aforementioned, authorizes admission of the Cities of Exeter, Farmersville, and Woodlake, respectively, as Members;
2. the terms and conditions of the joint powers agreement entered into by the Cities of Dinuba, Lindsay, Porterville, Tulare, and Visalia are incorporated by reference herein.

**PASSED AND ADOPTED: October 10, 2002.**

  
Raymond K. Millard, Chairman